IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6886 OF 2004

Ayodhya Co-operative Sizing
Society Limited .. Petitioner

vs.

State of Maharashtra
& Ors. .. Respondents.

Shri V.K.Chaudhari with Anura Jain for the Respondents.

Shri V.A.Thorat, Advocate General with C.R.Sonawane, AGP for the Respondents.

Shri A.A.Kumbhakoni with Mr. L.M.Acharya for Applicants in C.A.Nos.2921 to 2927 of 2004.

CORAM : F.I.REBELLO &
S.P.KUKDAY, JJ.

DATED : 9th February, 2005.

P.C. :

1. The petitioner by the present petition challenges the G.R. dated 26.2.2004 and 22.7.2004. There are several applications taken out in the said petition by the intervenors who

contend that they are interested. It is further contended by them that their societies are Schedule Caste Co-operative Societies which have been granted financial assistance and the petitioner is not a Schedule Caste society and as such the petitioner is ineligible.

2. In so far as the G.R. dated 26.2.2004 is concerned, that is subject matter of challenge in various other petitions which are pending before us including in Writ Petition No.9354 of 2004. The challenge to that G.R., therefore can be considered in that petition and other pending petitions. Even otherwise liberty can be given to the petitioners if they still want to independently challenge the G.R., if in accordance with law, they are so advised.

3. In so far as G.R. dated 22.7.2004 is concerned, the petitioner is not a society having its members from Schedule Caste and as the said G.R. is only for the societies having members from the Scheduled Castes, the petitioner is not eligible and consequently would have no locus

standing to challenge the said G.R. for Scheduled Caste societies.

4. Considering the above, to our mind, Writ Petition No.6886 of 2004 can be disposed of. Hence Writ Petition 6886 of 2004 is disposed of with liberty as prayed for.

(F.I.Rebello, J.)

(S.P.Kukday, J.)